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To: Hon. Commissioner for Patents **From:** John W. Mahoney
Fax: (571) 273-8300 **Pages:** 3 plus cover
Phone: **Date:** 2/13/2006
Re: Response to Restriction Requirement **CC:** Application Number 10/826,809
☐ **Urgent** ☐ **AS REQUESTED** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

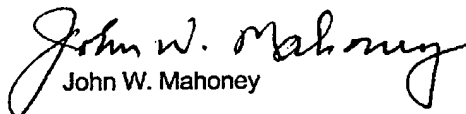
● **Comments:**

Dear Hon. Commissioner,

The following is a response to a Restriction Requirement dated 1/13/06, regarding application Number 10/826,809.

Please call me at (510) 705-7725, or by e-mail at : John.Mahoney.b@Bayer.com if there are any questions regarding this matter.

Kind Regards,


John W. Mahoney

Reg. No. 44,892

13 February 2006

Application No. 10/826809
Response to Restriction Requirement

Attorney Docket No. MSB-7273

RECEIVED
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **CENTRAL FAX CENTER**
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In Re Application of: Shanafelt, et al.

Group Art Unit: 1646

Serial Number: 10/826,809

Examiner: Mertz, Prema Maria

Filed: 04/17/04

Title: IL-2 Selective Agonists and Antagonists

<p align="center">CERTIFICATE OF Transmission under 37 C.F.R. 1.8(a)</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark (FAX No. (571) 273-8300)</p> <p>On <u>2/13/2006</u> Date:</p> <p>Typed or printed name of person signing this certificate John W. Mahoney, Reg. No. 44,892</p> <p>Signature: <u>John W. Mahoney</u></p>

RESPONSE TO RESTRICTION REQUIREMENT

UNDER 35 USC 121

and

AMENDMENT UNDER 37 CFR §1.111

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Office Action dated 01/13/2006. Applicants hereby elect to prosecute those claims within Group II that are drawn to a nucleic acid molecule encoding a IL-2 mutein, a vector, and a host cell, classified in class 435, subclass 69.52.

Amendments IN THE CLAIMS begin on page 2 of this paper.

Remarks begin on page 14 of this paper.